

RECEIVED

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

NOV 17 2016

THOMAS G. BRUTON  
CLERK, U.S. DISTRICT COURT

Edgar Santana

(Enter above the full name  
of the plaintiff or plaintiffs in  
this action)

3:16-cv-50342

Judge Frederick Kapala

Magistrate Judge Iain D. Johnston  
PC9

vs.

Case No: \_\_\_\_\_

(To be supplied by the Clerk of this Court)

Medical At  
Winnebago County Jail; and,

Northern Illinois University College

of Medicine at Rockford;

(Enter above the full name of ALL  
defendants in this action. Do not  
use "et al.")

CHECK ONE ONLY:

AMENDED COMPLAINT

\_\_\_\_\_  
COMPLAINT UNDER THE CIVIL RIGHTS ACT, TITLE 42 SECTION 1983  
U.S. Code (state, county, or municipal defendants)

☒ \_\_\_\_\_  
COMPLAINT UNDER THE CONSTITUTION ("BIVENS" ACTION), TITLE  
28 SECTION 1331 U.S. Code (federal defendants)

\_\_\_\_\_  
OTHER (cite statute, if known)

**BEFORE FILLING OUT THIS COMPLAINT, PLEASE REFER TO "INSTRUCTIONS FOR  
FILING." FOLLOW THESE INSTRUCTIONS CAREFULLY.**

Reviewed: 8/2013

**I. Plaintiff(s):**

- A. Name: Edgar Santana
- B. List all aliases: None
- C. Prisoner identification number: 157549; County Jail Number
- D. Place of present confinement: Winnebago County Jail
- E. Address: Winnebago County Justice Center 650 W. State, Rockford, Ill. 61102

(If there is more than one plaintiff, then each plaintiff must list his or her name, aliases, I.D. number, place of confinement, and current address according to the above format on a separate sheet of paper.)

**II. Defendant(s):**

(In A below, place the full name of the first defendant in the first blank, his or her official position in the second blank, and his or her place of employment in the third blank. Space for two additional defendants is provided in B and C.)

- A. Defendant: medical unit of the Winnebago County Jail  
Title: medical  
Place of Employment: Winnebago County Jail Subcontractor
- B. Defendant: Northern Illinois University College of Medicine at Rockford  
Title: medical unit  
Place of Employment: Winnebago County Jail Subcontractor
- C. Defendant: N/A  
Title: N/A  
Place of Employment: N/A

(If you have more than three defendants, then all additional defendants must be listed according to the above format on a separate sheet of paper.)

**III. List ALL lawsuits you (and your co-plaintiffs, if any) have filed in any state or federal court in the United States:**

- A. Name of case and docket number: N/A
- B. Approximate date of filing lawsuit: N/A
- C. List all plaintiffs (if you had co-plaintiffs), including any aliases: N/A
- D. List all defendants: N/A
- E. Court in which the lawsuit was filed (if federal court, name the district; if state court, name the county): N/A
- F. Name of judge to whom case was assigned: N/A
- G. Basic claim made: N/A
- H. Disposition of this case (for example: Was the case dismissed? Was it appealed? Is it still pending?): N/A
- I. Approximate date of disposition: N/A

**IF YOU HAVE FILED MORE THAN ONE LAWSUIT, THEN YOU MUST DESCRIBE THE ADDITIONAL LAWSUITS ON ANOTHER PIECE OF PAPER, USING THIS SAME FORMAT. REGARDLESS OF HOW MANY CASES YOU HAVE PREVIOUSLY FILED, YOU WILL NOT BE EXCUSED FROM FILLING OUT THIS SECTION COMPLETELY, AND FAILURE TO DO SO MAY RESULT IN DISMISSAL OF YOUR CASE. CO-PLAINTIFFS MUST ALSO LIST ALL CASES THEY HAVE FILED.**



#### IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. **Do not give any legal arguments or cite any cases or statutes.** If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

I came to the Winnebago County Jail on September 21, 2016. Prior to being arrested on probation violation, I was seeing a psychiatrist, Dr. Sadek from St. Mary's of Nazareth Hospital at 2222 West Division, Chicago, Ill. 60647. Dr. Sadek had diagnosed my mental health condition as Schizophrenia, Bipolar and chronic depression with Anti Social personality disorder with poly substance abuse (marijuana). I was prescribed Seroquel, Zomig once nightly since approximately 2005. The Winnebago County Jail medical unit, as staffed by Winnebago County Jail employee's and personnel from NIU College of medicine, have denied the plaintiff all medications regarding his mental health issues. I've filed multiple requests and grievances in this regard. Another inmate (Jim Johnson) is helping me write this complaint. He, like a large number of other inmates, are also being denied their psychiatric medications (Seroquel Zomig) among others. It is this facility's and medical unit's standard unwritten rule or procedure not to provide Seroquel to any inmate's unless they bring it in on their own... and that's usually not accepted by the facility personnel when it is brought in. The medications I am also denied are: Buspar; Colomopen (phonetic); Trazadone (phonetic); Solft; The Jail, by State Law, are supposed to provide my prescribed medications. (See Exhibits Annexed)

**V. Relief:**

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

To receive my mental health medications and for each person in this facility to stop being denied their mental health treatment and medications by this facility and medical personnel.

permissive damages for the cruel punishments and mental anguish I'm experiencing now.

VI. The plaintiff demands that the case be tried by a jury. ☒ YES ☐ NO

**CERTIFICATION**

By signing this Complaint, I certify that the facts stated in this Complaint are true to the best of my knowledge, information and belief. I understand that if this certification is not correct, I may be subject to sanctions by the Court.

Signed this 14 day of October, 20 16

Edgar Santana  
(Signature of plaintiff or plaintiffs)

Edgar Santana  
(Print name)

157549  
(I.D. Number)

650 West State Street  
Rockford, Ill. 61102

(County Jail)  
(Address)

mental health requests  
and grievances. (Both sides as indicated)

GT

## RESIDENT REQUEST REPORT

Page 1 of 7

Winnebago County Jail

10/17/2016 12:49

OPR keyto

MID : 157549  
Resident Name : SANTANA, EDGAR AUGSTIN  
  
Request Type : ALL  
Status : ALL  
Time Frame : 09/01/2016 - 10/17/2016  
Sort By : Grievance Type

Request #	471797	BIVENS ACT REQUEST	CLOSED
1	09/27/2016 18:46	RESIDENT NEED TO FILE OR GETA 1083 FORM FOR LAW SUIT	
2	10/02/2016 08:16	watson Given a Bivens Act Lawsuit packet. You are responsible for purchasing an envelope and postage. Postage is usually around \$2.25. Purchase stamps and an envelope from Commissary. Once the packet is taken to the Post Office, if more postage is due it will be debited from your Trust Account.	
Request #	475000	BIVENS ACT REQUEST	CLOSED
1	10/08/2016 17:25	RESIDENT TO ANY SARGENT OR LUTENET IM MISING MY WALLET 1BUSCARD 2LINK CARDS 1 CHASE DEBIT CARD I WANT TO BOUND OUT	
2	10/11/2016 06:53	watson Talk to your pod officer. Your wallet should be in your property	
Request #	475864	BIVENS ACT REQUEST	CLOSED
1	10/11/2016 19:38	RESIDENT I NEED TO GET A FORM OF FREEDOM OF ACT FORM PLEASE THANK VERY MUCH.	
2	10/15/2016 15:15	watson Requested and received FOIA form	

# of Requests : 3  
# Open : 0  
# Closed : 3

Request #	470383	CHAPLAIN / RELIGIOUS REQUEST	CLOSED
1	09/22/2016 16:05	RESIDENT WANT TO ATTEND CHURCH TANK YOU	
2	09/23/2016 08:25	thurma Our classes now run in a 8 week cycle. Be patient. Be faithful to the other classes you are assigned and we will move you up.  You must attend Chapel to be eligible  On waiting list for Lifeline.	



GT

## RESIDENT REQUEST REPORT

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Winnebago County Jail

10/17/2016 12:49

OPR keyto

MID : 157549  
 Resident Name : SANTANA, EDGAR AUGSTIN  
 Request Type : ALL  
 Status : ALL  
 Time Frame : 09/01/2016 - 10/17/2016  
 Sort By : Grievance Type

Request #	470722	CHAPLAIN / RELIGIOUS REQUEST	CLOSED
1	09/23/2016 20:43	RESIDENT	
	I WOULD LIKE TO SIGN UP FOR BIBLE STUDY CTASSES AND ID ALSO LIKE A HOLY BIBLE. THANK YOU		
2	09/26/2016 09:46	thurma	
	Our classes now run in a 8 week cycle. Be patient. Be faithful to the other classes you are assigned and we will move you up.		
	You must attend Chapel to be eligible		
	On waiting list for Lifeline.		
	On waiting list for next available chapel, be ready Wed. 7 pm or Sunday 9:30 am		
	It is our procedure to send you a Gospel of John to start and a Bible Study on John please complete and return to us and we will consider sending you more.		

Request #	477100	CHAPLAIN / RELIGIOUS REQUEST	OPEN
1	10/15/2016 21:59	RESIDENT	
	NEED TO SEE CHAPLIN		

# of Requests : 3  
 # Open : 1  
 # Closed : 2

Request #	472501	COMMISSARY PAK REQUESTS	CLOSED
1	09/29/2016 19:56	RESIDENT	
	DELUX SNACK PACK 1		
2	09/30/2016 08:33	silkey	
	YOU WILL GET IT TODAY		

# of Requests : 1  
 # Open : 0  
 # Closed : 1

GT

## RESIDENT REQUEST REPORT

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Winnebago County Jail

10/17/2016 12:49

OPR keyto

MID : 157549  
 Resident Name : SANTANA, EDGAR AUGSTIN  
 Request Type : ALL  
 Status : ALL  
 Time Frame : 09/01/2016 - 10/17/2016  
 Sort By : Grievance Type

Request #	470004	GENERAL REQUESTS	CLOSED
1	09/21/2016 19:11	RESIDENT NEED TO SEE PSYCHISTRIS FOR MY MEDS SEROQUEL 200 BUSPAR 15MG SOLOFT 50MG ADIVAN 1MG NEURONTIN600MG	
2	09/21/2016 19:20	6577 Submit under mental health	

Request #	470382	GENERAL REQUESTS	CLOSED
1	09/22/2016 16:03	RESIDENT NED TO SE NURSE DO TO AN ALERGY SPOTS ON MY ARMS RED DOTS THANK YOU	
2	09/22/2016 17:55	6577 Submit under medical	

Request #	474999	GENERAL REQUESTS	CLOSED
1	10/08/2016 17:22	RESIDENT TO LUTENET.IM MISSING MY WALLET AND 2LINK CARDS 1 BUSPASS 1CHASE DEBIT CARD.I HAD THEM WHEN I ENTER THIS COUNTY IN MY PROPERTY BAG I WANT TO BOUND OUT..	
2	10/08/2016 19:44	Ponte I will look into this and get back to you.	

# of Requests : 3  
 # Open : 0  
 # Closed : 3

Request #	474957	GRIEVANCE - GENERAL	CLOSED
1	10/08/2016 15:02	RESIDENT TO ANY SEARGT.I CAN FIND MY DEBIT CARD AND I CAME WHIT IT .AND MY WALLET.TO BOUND OUT..	
2	10/08/2016 15:58	Mangru If you came in with it, it would be there.	

Request #	477302	GRIEVANCE - GENERAL	OPEN
1	10/16/2016 19:52	RESIDENT TO ANY SEARGENT OR LUTENENT IM MISSING MY WALLET AND MY DEBIT CARD.I SAW MY WALLET IN MY PROPERTY BAG.WHEN IWAS BOOKED ITS HERE .JUST MISPLACE	



GT

## RESIDENT REQUEST REPORT

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Winnebago County Jail

10/17/2016 12:49

OPR keyto

MID : 157549  
 Resident Name : SANTANA, EDGAR AUGSTIN  
 Request Type : ALL  
 Status : ALL  
 Time Frame : 09/01/2016 - 10/17/2016  
 Sort By : Grievance Type

# of Requests : 2  
 # Open : 1  
 # Closed : 1

Request #	475059	MEDICAL GRIEVANCE	CLOSED
1	10/08/2016 21:37	RESIDENT	
	I HAVENT RECEIVED MY PSCHY MEDICATIONS SINCE I BEEN HERE I HAVE REQUESTED THEM ALREADY		
2	10/10/2016 12:06	wellsc	
	Mr. Santana, please have someone bring in your current medication if able. Please also submit a mental health request. If you have no one to bring in your current medication you can also submit a request to see the provider in the clinic to have a treatment plan for your concerns. Thank You		

# of Requests : 1  
 # Open : 0  
 # Closed : 1

Request #	470384	MEDICAL REQUEST	CLOSED
1	09/22/2016 16:07	RESIDENT	
	NEED TO SEE NURSE I HAVE RED DOTS ON MY ARMS		
2	09/23/2016 06:33	A123	
	a nurse visit has been scheduled		

Request #	470389	MEDICAL REQUEST	CLOSED
1	09/22/2016 16:17	RESIDENT	
	I HAVE BACK PAIN DO TO A GUN SHOT WOUND I TAKE TYLENOL 3.HYDROCONE 10.NEURONTIN 600MG.IBUPROFIN 800MG.		
2	09/22/2016 20:49	A123	
	please have your family bring in your current prescriptions, except the narcotics		

GT

## RESIDENT REQUEST REPORT

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Winnebago County Jail

10/17/2016 12:49

OPR keyto

MID : 157549  
 Resident Name : SANTANA, EDGAR AUGSTIN  
 Request Type : ALL  
 Status : ALL  
 Time Frame : 09/01/2016 - 10/17/2016  
 Sort By : Grievance Type

# of Requests : 2  
 # Open : 0  
 # Closed : 2

Request # 476549 MENTAL HEALTH GRIEVANCE CLOSED

1 10/14/2016 07:53 RESIDENT  
 SO I CANT SLEEP AND TRASADONE IS FOR SLEEPING IM HAVING ANXIETY RESTLESSNESS AND RASING  
 THOUGHS IM THINKING TOO MUCH AND I FEEL DEPRESS YET IM NOT GETTING NOTHING?  
 2 10/14/2016 09:18 coxm  
 I have already responded numerous times that you are on the list to be seen. Please be  
 patient. I am the only one here for mental health. You reported schizophrenia and I  
 merely said Trazodone does not treat that illness. The jail does not medicate for sleep.

# of Requests : 1  
 # Open : 0  
 # Closed : 1

Request # 470388 MENTAL HEALTH REQUEST CLOSED

1 09/22/2016 16:13 RESIDENT  
 NEED MY MEDS CANT SLEEP SEREQUEL 200MG BUSPAR 15MG .DEPAKOTE 500MG.SLOFT 50MG.ADIVAN  
 1MG.NEURONTIN 600MG.HYDROCODE 5MG.BENEDRIL 10 FOR SLEEPING.  
 2 09/23/2016 09:59 coxm  
 Your meds can be started once they are dropped off. The jail does not carry most of the  
 medications you listed. Please note that Ativan and Hydrocodone are not given in jail.  
 Please submit a sick call to medical if you are having pain. The jail does not give  
 medications for sleep.

Request # 472433 MENTAL HEALTH REQUEST CLOSED

1 09/29/2016 15:58 RESIDENT  
 NEED SPCHY MEDS.SEREQUEL.ADDERAL.BUSPAR.NEURONTIN.BUSPAR.BENEDRIL.LORASAPEN.  
 2 09/30/2016 08:59 coxm  
 The jail does not have these meds. You will need to have your own dropped off.

GT

## RESIDENT REQUEST REPORT

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Winnebago County Jail

10/17/2016 12:49

OPR keyto

MID : 157549  
 Resident Name : SANTANA, EDGAR AUGSTIN

Request Type : ALL  
 Status : ALL  
 Time Frame : 09/01/2016 - 10/17/2016  
 Sort By : Grievance Type

Request #	475779	MENTAL HEALTH REQUEST	CLOSED
1	10/11/2016 14:18	RESIDENT SO I HAVENT HAD NO MEDICATION FOR MY SCHISOPRENIA OR BYPOLAR BECAUSE YOU DONT CARRY THEM.AM I EVER GOING TO GET ANYTHING??	
2	10/12/2016 09:05	coxm I asked that you have your meds dropped off since we do not have the meds you take. Is that something that can happen?	
Request #	475865	MENTAL HEALTH REQUEST	CLOSED
1	10/11/2016 19:43	RESIDENT LAST TIME I WAS HERE I DIDNT GET MEDICATIONS UNTIL MY SCHISZOPRENIA GOT REALY WORSE AND I EVEN WANTED TO KILL MY SELF BECAUSE OF THE PAIN DELUSIONS	
2	10/12/2016 09:06	coxm I will add you to the list, but it is best to have your own dropped off.	
Request #	476018	MENTAL HEALTH REQUEST	CLOSED
1	10/12/2016 09:43	RESIDENT NEED TO SEE A PROBITOR FOR SPCYH MEDS ASAP	
2	10/13/2016 08:50	coxm You are on the list.	
Request #	476098	MENTAL HEALTH REQUEST	CLOSED
1	10/12/2016 13:07	RESIDENT I NEED MEDICATION TRASADON	
2	10/13/2016 08:53	coxm You are on the list to be seen. Trazodone is not used to treat the illness you reported.	
# of Requests	:	6	
# Open	:	0	
# Closed	:	6	



GT

**RESIDENT REQUEST REPORT**

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Winnebago County Jail

10/17/2016 12:49

OPR keyto

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MID : 157549  
Resident Name : SANTANA, EDGAR AUGSTIN  
  
Request Type : ALL  
Status : ALL  
Time Frame : 09/01/2016 - 10/17/2016  
Sort By : Grievance Type

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Total Requests	:	22
Total Open	:	2
Total Closed	:	20

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